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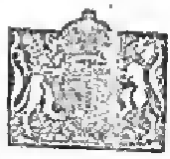

THE FORT ST. GEORGE GAZETTE.

EXTRAORDINARY.

Published by Authority

No. 13 MADRAS, WEDNESDAY, JANUARY 15, 1930. [Price, 2 annas.

Part IV—Proceedings of the Madras Legislature

CONTENTS

Bill No. 1 of 1930—Andhra University (Amendment) .. .. PAGE 1

Bill to be introduced in the Council of the Governor of Fort St. George for the purpose of making Laws and Regulations.

Under rule 18 of the Madras Legislative Council Rules, the following Bill, together with the Statement of Objects and Reasons, is published for general information.

BILL No. 1 OF 1930.

A Bill further to amend the Andhra University Act, 1925.

Madras Act II of 1926

Whereas it is expedient further to amend the Andhra University Act, 1925, for the purposes hereinafter appearing; It is hereby enacted as follows:— Preamble.

1. This Act may be called the Andhra University (Amendment) Act, 1930. Short title.

Madras Act II of 1926.

2. After clause (ii) of section 14 of the Andhra University Act, 1925 (hereinafter referred to as the said Act), the following clause shall be inserted, namely:—

"(ii-A) Finance Committee (for the period fixed under this Act)."

Amendment of section 15, Madras Act II of 1926.

3. In section 15 of the said Act, under the head "Class III—Other Members"—

(i) in clause (3), for the words "of the University area" the words "of any of the districts of Ganjam, Vizagapatam, West Godavari, East Godavari, Kistna, Guntur, Nellore, Bellary, Anantapur, Cuddapah, Kurnool and Chittoor", shall be substituted;

(ii) in sub-clause (a) of clause (5), the words 'other than the districts of Bellary, Anantapur, Cuddapah, Kurnool and Chittoor' shall be omitted; and

(iii) in clause (6), for the words 'of the University area' the words 'of any of the districts of Ganjam, Vizagapatam, West Godavari, East Godavari, Kistna, Guntur, Nellore, Bellary, Anantapur, Cuddapah, Kurnool and Chittoor' shall be substituted.

Amendment of section 18, Madras Act II of 1926.

4. For clause (*p*) of sub-section (2) of section 18 of the said Act, the following clauses shall be substituted, namely:—

"(*p*) to consider and pass resolutions on the annual reports and the annual accounts which resolutions shall be communicated to the Syndicate which shall take action in accordance therewith;

(*pp*.) to consider and pass resolutions on the annual financial estimates which resolutions shall, during the period of tenure of the Finance Committee, be communicated to it and thereafter to the Syndicate which shall take action in accordance therewith;"

Insertion of new sections 19-A and 19-B in Madras Act II of 1926.

After section 19 of the said Act, the following sections shall be inserted, namely:—

Constitution of the Finance Committee.

"19-A. The Finance Committee shall consist of the following persons, namely:—

(1) the Vice-Chancellor;

(2) the Secretary to the Government of Madras in charge of Finance;

(3) one member elected by the Senate from among its members provided that no one who is already a member of the Syndicate shall be eligible for election under this clause; and

(4) one member nominated by the Chancellor.

19-B. (1) The Syndicate shall, in the manner prescribed by the Statutes, frame the financial estimates of the University and place the same before the Finance Committee. Powers and duties of the Finance Committee.

(2) The Finance Committee shall then scrutinize the said estimates and shall be entitled to make such modifications therein as it considers necessary.

(3) The said estimates as modified by the Finance Committee shall then be placed before the Senate which may assent or refuse its assent to the same or may omit or alter any of the items therein.

(4) (i) (*a*) All modifications made by the Senate in the said estimates which have not the effect of increasing the income,

(*b*) and all proposals, involving any expenditure, originated by the Senate apart from such estimates,

shall be placed before the Finance Committee for its consideration.

(ii) All points of difference between the said committee and the Senate in respect of the matters specified in clause (i) shall be placed before the Chancellor and his decision thereon shall be final.

(5) The Finance Committee shall be responsible for seeing that the grants made to the University by the Local Government are not diverted to uses or purposes other than those for which they were granted."

5. For section 21 of the said Act, the following section shall be substituted, namely :— Substitution of new section for section 21, Madras Act II of 1926.

"21 (1) The annual accounts of the University shall be prepared by the Syndicate in the manner prescribed by the Statutes and shall be submitted to such examination and audit as the Local Government may direct. Annual accounts

(2) The accounts when so examined and audited shall be published by the Syndicate in the *Fort St George Gazette* and copies thereof shall, together with copies of the report of such examination and audit, be submitted to the Senate, the Finance Committee and the Local Government."

6 Sub-section (2) of section 36 of the said Act shall be omitted and sub-section (1) of the same section shall be renumbered as section 36 Amendment of section 36, Madras Act II of 1926.

Substitution of new sections for section 37, Madras Act II of 1926.

7. For section 37 of the said Act, the following sections shall be substituted, namely :—

Permanent Endowment Fund.

"37. (i) The University shall have a fund called the Permanent Endowment Fund which it shall invest and keep invested in securities issued or guaranteed by the Government of India or by Local Governments in British India

(ii) The said Permanent Endowment Fund shall consist of

(*a*) the sum of twenty-seven lakhs of rupees which shall be given to it by the Local Government ; and

(*b*) any contributions to this fund which may be made by the Local Government, the Government of India, any local or other public body, or others

General Fund.

37-A The University shall also have a fund called the General Fund which shall consist of

(*a*) fees and income from endowments including the Permanent Endowment Fund ; and

(*b*) any contributions made to this fund by the Local Government, the Government of India, any local or other public body, or others.

Contribution by Government to the University.

37-B (1) The Local Government shall, on such conditions as they may impose, contribute to the general fund annually a sum of one and a half lakhs of rupees.

(2) Subject to such conditions as may be agreed upon between them and the University, the Local Government

(*a*) shall give for the buildings and equipment of the University a sum of seven and a half lakhs of rupees, and

(*b*) may contribute, from time to time, such further sums as they deem fit to contribute to the said fund or towards such buildings or equipment."

Insertion of new section 50 in Madras Act II of 1926

8. After section 49 of the said Act, the following section shall be inserted, namely :—

Duration of certain sections of the Act.

"50. This section, clause (ii-A) of section 14 and sections 19-A and 19-B shall cease to be part of this Act on the termination of ten years from the date on which section 91-A comes into force."

STATEMENT OF OBJECTS AND REASONS.

It is considered necessary that a Finance Committee should be constituted for the Andhra University for a period of ten years as in the case of the Annamalai University. The intention is that the committee should exercise powers and perform duties similar to those of the Finance Committee constituted under the Annamalai University Act, 1928. In addition to these functions, it is proposed to entrust the Finance Committee with the duty of seeing that the grants placed at the disposal of the University by the Government are not diverted to uses and purposes for which they were not intended.

It is also proposed to amend the Andhra University Act, 1925, so as to provide for payment to the University from Provincial funds (1) of an endowment grant of Rs. 27 lakhs and (2) of certain other grants to be credited to the General Fund of the University, namely,

(i) an annual recurring grant of one and a half lakhs of rupees on such conditions as the Local Government may impose,

(ii) a non-recurring grant of seven and a half lakhs of rupees for buildings and equipment of the said University, payable on such conditions as may be agreed upon between them and the said University; and

(iii) such further sums as they may deem fit to contribute to the General Fund or towards buildings or equipment on such conditions as may be agreed upon between them and the said University.

As a result of the passing of the Andhra University (Amendment) Act, 1929 (Madras Act VI of 1929), the districts of Bellary, Anantapur, Cuddapah, Kurnool and Chittoor have ceased to form part of the University area of the Andhra University. But the members of municipal councils, taluk boards and district boards of these districts continue to have the right to send in their representatives on the Senate of the Andhra University. It is considered desirable that (*a*) the non-official members of the Legislative Council who are residents of these districts and (*b*) landholders of these districts should also be allowed to have representation on the Senate by enlarging the respective electorates under clauses (3) and (6) of Class III of section 15 of the Act so as to include these persons.

The Bill gives effect to the proposals referred to above.

P. SUBBARAYAN.

(By order of His Excellency the Governor)

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MADRAS: PRINTED AND PUBLISHED BY THE SUPERINTENDENT, GOVERNMENT PRESS.